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11 VERITY, INC., and THE VERITY INC.
12 CHANGE IN CONTROL AND
13 SEVERANCE BENEFIT PLAN

14
15 **IN THE UNITED STATES DISTRICT COURT**
16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

17 HUGO SLUIMER

18 Plaintiff,

19 vs.

20 VERITY, INC., a corporation, and THE
21 VERITY INC. CHANGE IN CONTROL AND
22 SEVERANCE BENEFIT PLAN,

23 Defendants.

24 CASE NO. CV 08-1220 SI

25 **[PROPOSED] ORDER GRANTING**
26 **DEFENDANTS' MOTION TO DISMISS**
27 **UNDER RULE 12(B)(6), OR,**
28 **ALTERNATIVELY, FOR SUMMARY**
29 **JUDGMENT OR PARTIAL SUMMARY**
30 **JUDGMENT UNDER RULE 56**

31 DATE:July 18, 2008
32 TIME:9:00 am

1 Defendants Verity, Inc., and The Verity Inc. Change In Control And Severance Benefit
2 Plan ' Motion to Dismiss the Complaint in this or, alternatively, Motion for Summary Judgment
3 or Partial Summary Judgment action pursuant to Federal Rule of Civil Procedure 56 came on for
4 hearing on July 18, 2008 before the honorable Judge Susan Illston.. The Court, having
5 considered all of the papers offered in support of, and in opposition to, the Motion to Dismiss,
6 etc., and having heard oral argument thereon, finds that the Motion to Dismiss is well supported
7 and hereby dismisses, with prejudice, each of the claims asserted by Plaintiff Hugo Sluimer
8 against Defendants. Alternatively, the Court finds that there are no material issues in dispute
9 and that Defendants are entitled to summary judgment on each of Sluimer's claims, as a matter
10 of law..

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12 IT IS SO ORDERED..

13 Dated:

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Susan Illston
United States District Court Judge

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